

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – A.P. Forest Department - Formation of road in Lingamparthu Reserve Forest in Compt. No.587 from Konda Timmapuram to China Vanthada in Yeleswaram Mandal – Illegal transportation of Laterite – Violation of Forest Conservation Act, 1980 & A.P. Forest Act, 1967 – Common disciplinary proceedings initiated – Inquiry under Rule-20 of A.P. Civil Services (CC&A) Rules, 1991 against **Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram** – Articles of Charges – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (Sec.IV) DEPARTMENT

G.O.Rt.No.8

Dated: 03.01.2024.

Read the following:

- 1) From the Director General, Vigilance & Enforcement Department, Vigilance Report No.55 (C.No.1678/V&E/NR-1/2016), dated 21.12.2018.
- 2) Memo.No.119/Sec.IV/A1/2019, EFS&T (Sec.IV) Department, dated 29.12.2023.

ORDER:

It is proposed to hold an inquiry against Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram in accordance with the procedure laid down in Rule-20 of the A.P. Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram, is informed that he is directed to submit a written statement of his defense within (10) days from the date of receipt of this order.

4. Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram, is informed that the inquiry will be held only in respect of those Articles of Charges as are not admitted. He should, therefore, specifically admit or deny each Article of Charge.

5. Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram, is further informed that if he does not submit his written statement of defense within the time specified in Para-3 above, further action will be taken based on the material available.

6. Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram, is informed that under Rule-24 of the A.P. Civil Services (Conduct) Rules, 1964, no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these

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proceedings, it will be presumed that Sri L.Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines and Geology, Rajamahendravaram through the Director of Mines & Geology, A.P., Ibrahimpatnam, Krishna District.

Copy to:

The Director of Mines & Geology, A.P., Ibrahimpatnam, Krishna District.
(He is requested to serve the order on the individual, obtain his dated acknowledgment on the duplicate copy and resubmit the same to Government for record)

SF/SC (Computer No.1455666).

//FORWARDED :: BY ORDER //


SECTION OFFICER

ANNEXURE-I**STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI L. SIVA KUMAR, THE THEN SUPERINTENDENT, O/o THE ASSISTANT DIRECTOR OF MINES AND GEOLOGY, RAJAMAHENDRAVARAM**

That, Sri L. Siva Kumar, while working as Superintendent, O/o the Assistant Director of Mines and Geology, Rajamahendravaram, the following irregularities have taken place in respect of Mining Lease held by Smt. Kude Lakshmi for Laterite in Vanthada Village, Prathipadu Mandal, East Godavari District in Sy.No.7/1, 7/2,10/p, 12/p, 16 & 17/p over an extent of 10.417 Hectares.

Charge-I:

While scrutinizing the Note put up by the then Surveyor, misinterpreted the G.O.No.147, dated 23.11.2013 regarding EC from SEIAA and CFE from APPCB and recommended for execution of Lease deed in page 10 of the Note file without obtaining the fresh EC & CFE for 10.417 hectares.

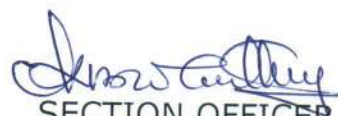
Charge-II:

Failed to observe the note orders of the ADM&G that the execution of the lease deed is subject to outcome of the revision petition and recommended for execution of lease deed and for registration of the lease deed on the same day.

Thus, Sri L.Siva Kumar, the then Superintendent, Office of the Assistant Director of Mines and Geology, Rajamahendravaram by the above mentioned acts has exhibited lack of integrity, devotion of duty and conduct unbecoming of a government servant and thereby violated Rule, 3(1)(2) of APCS (Conduct), Rules, 1964.

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER //


SECTION OFFICER
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ANNEXURE-II**STATEMENT OF IMPUTATIONS AND MISCONDUCT OR MISBEHAVIOR
IN SUPPORT OF ARTICLES OF CHARGE FRAMED AGAINST SRI L. SIVA
KUMAR, THE THEN SUPERINTENDENT, O/o THE ASSISTANT
DIRECTOR OF MINES & GEOLOGY, RAJAMAHENDRAVARAM**

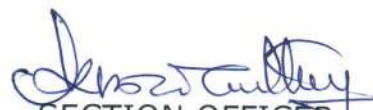
Sri L. Siva Kumar, the then Superintendent, O/o the Assistant Director of Mines & Geology, Rajamahendravaram and the following irregularities have been taken place during his tenure in respect of Mining Lease held by Smt. Kude Lakshmi for Laterite in Vanthada Village, Prathipadu Mandal, East Godavari District In Sy.No.7/1, 7/2, 10/p, 12/p, 16 & 17/p over an extent of 10.417 Hectares.

- i) In G.O.No.147, dated.23.11.2013, the EC from SEIAA and the CFE from the APPCB already obtained for 10.96 hectares was discussed in para No 2. Subsequently, while granting the lease for 10.417 hectares, in para No.9 a&b, it was clearly instructed to submit the revised mining plan for 10.417 Hectares. This indicates that the EC and the CFE shall be obtained afresh before execution of the lease deed. But he failed to obtain EC and CFO before the execution of the lease deed and failed to address the matter to the competent authority, i.e., the Government.
- ii) The Assistant Director of Mines & Geology while approving the note pointed out that the execution of the lease deed is subject to the outcome of the Revision petition. But the Superintendent had recommended for registration of the lease deed on the same day on the same page of the note file.

Thus, the Government Servant by the above mentioned acts has exhibited lack of integrity, devotion of duty and conduct unbecoming of a government servant and thereby violated Rule 3(1)(2) of A.P. Civil Services (Conduct) Rules, 1964.

NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER //


SECTION OFFICER


ANNEXURE-III

**LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES
FRAMED AGAINST SRI L. SIVA KUMAR, THE THEN SUPERINTENDENT,
O/o THE ASSISTANT DIRECTOR OF MINES & GEOLOGY,
RAJAMAHENDRAVARAM ARE PROPOSED TO BE SUSTAINED.**

- 1) Vigilance Report No.55 (C.No.1678/V&E/NRI/2016), dated 21.12.2018.
- 2) G.O.Ms.No.147, Industries & Commerce Department, dated 23.11.2013.
- 3) Page No.10 at Para No.48 of Note File of the lease holder,
Smt. K.Lakshmi.

**NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

//FORWARDED:: BY ORDER //


SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLES OF CHARGE FRAMED AGAINST SRI L. SIVA KUMAR, THE THEN SUPERINTENDENT, O/o THE ASSISTANT DIRECTOR OF MINES & GEOLOGY, RAJAMAHENDRAVARAM ARE PROPOSED TO BE SUSTAINED.

- 1) Sri Lingaraj Banakar, Complainant, PragathiSamaj, Dalakasoti Village.
- 2) Officials of the Vigilance and Enforcement Department.
- 3) Sri Ch.Surya Chandra Rao, the then Assistant Director of Mines & Geology, Rajamahendravaram.

**NEERABH KUMAR PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

//FORWARDED::BY ORDER //


SECTION OFFICER
